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12 Attorney for Ari James Langner

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,  
16 Respondent/Plaintiff,  
17 v.  
18 ARI JAMES LANGNER,  
19 Petitioner/Defendant.

20 Case No. 2:12-cr-00033-GMN-PAL-1

21 **STIPULATION TO DISMISS  
MOTION TO VACATE WITHOUT  
PREJUDICE PURSUANT TO  
FED. R. CIV. PRO. 41(a)(1)(A)(ii)**

22 IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the  
23 Respondent, Appellate Chief and Assistant United States Attorney Elizabeth Olson White, and  
24 counsel for the Petitioner, Sunethra Muralidhara, Assistant Federal Public Defender, that  
25 Petitioner's Motion to Vacate, ECF No. 65, be dismissed pursuant to Fed. R. Civ. Pro.  
26 41(a)(1)(A)(ii).

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1                   In light of the fact that Defendant was released from custody on January 24, 2017, the  
2 government consents to dismissal of his motion to vacate without prejudice.

3                   DATED this 21st day of May, 2018.

4                   RENE L. VALLADARES  
5                   Federal Public Defender

DAYLE ELIESON  
United States Attorney

6                   /s/ *Sunethra Muralidhara*  
7                   By \_\_\_\_\_  
8                   SUNETHRA MURALIDHARA  
9                   Assistant Federal Public Defender

6                   /s/ *Elizabeth Olson White*  
7                   By \_\_\_\_\_  
8                   ELIZABETH OLSON WHITE  
9                   Assistant United States Attorney

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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Respondent/Plaintiff,  
v.  
ARI JAMES LANGNER,  
Petitioner/Defendant.

Case No. 2:12-cr-00033-GMN-PAL-1

**[PROPOSED] ORDER DISMISSING  
MOTION TO VACATE WITHOUT  
PREJUDICE AND VACATING  
HEARING**

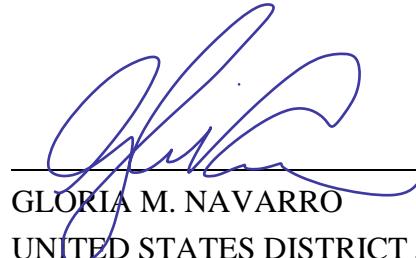
10 Having received a stipulation to dismiss the Petitioner's Motion to Vacate, ECF No. 65.

11 IT IS HEREBY ORDERED that Petitioner's Motion to Vacate, ECF No. 65, be  
12 DISMISSED WITHOUT PREJUDICE. The Court does not make determination as to whether  
13 any future filing would be considered a second or successive petition.

14 IT IS FURTHER ORDERED that the hearing scheduled for June 25, 2018 at 1:30 p.m.  
15 in courtroom 7D, is VACATED.

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17 DATED this 22 day of May, 2018.

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GLORIA M. NAVARRO  
UNITED STATES DISTRICT JUDGE